

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Peter GROSS et al.

Application No.: 10/052,559

Filed: January 23, 2002

For: TOOTHBRUSH

Group Art Unit: 3732

Examiner: R. Doan

Docket No.: 115515

**PETITION TO REVIVE INTERNATIONAL APPLICATION
DESIGNATING THE UNITED STATES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FAX RECEIVED**JUL 22 2003****PETITIONS OFFICE**

Sir:

International Application No. PCT/CH00/00290, designating the United States, was filed May 23, 2000, claiming priority from a German application (No. 29912420.7) filed July 15, 1999. Applicants intended to file the above-captioned U.S. patent application as a continuation of that International Application, as reflected by the January 23, 2002, Preliminary Amendment and by the Official Filing Receipt. However, the International Application was unintentionally permitted to become abandoned before the present continuation application was filed -- i.e., the 30-month deadline of 37 C.F.R. §1.495 was January 15, 2002, whereas the present continuation application was filed about one week later on January 23, 2002. Accordingly, it is respectfully requested that the International Application designating the United States be revived for the period between January 15, 2002 and January 23, 2002 in order to ensure co-pendency with the present application and thus entitlement of the present application to benefits of its filing date under 35 U.S.C. §120 and 35 U.S.C. §365(c).

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In accordance with 37 C.F.R. §1.137(b)(1), it is respectfully submitted that the required reply was previously filed on January 23, 2002. In particular, in accordance with 37 C.F.R. §1.137(c), the required reply was met by the filing of the present continuing application.

In accordance with 37 C.F.R. §1.137(b)(2), attached is our check in the amount of \$1300 under 37 C.F.R. §1.17(m). The Commissioner is authorized to credit or debit Deposit Account No. 15-0461 as appropriate in order to ensure that the proper fee is fully paid.

In accordance with 37 C.F.R. §1.137(b)(3), we hereby confirm that the entire delay in filing the required reply from the due date for the reply until the filing of this Petition was unintentional.

Finally, also attached are a Substitute Power of Attorney of the Inventors, and a Substitute Power of Attorney by Assignee revoking all prior powers of attorney and granting a new Power of Attorney including power of attorney to the undersigned. It is noted that the attached Declaration (like the original Declaration) includes two different spellings for the city of residence of the first inventor, Peter Gross. The correct spelling is that included in his post office address -- i.e., Sempach. Attached is a Request for Correction of PALM Records to correct this spelling in the Patent Office records.

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Prompt grant of this Petition is respectfully requested. Should there be any questions or comments concerning this Petition, please telephone the undersigned at the number set forth below.

Respectfully submitted,



James A. Oliff

Registration No. 27,075

William P. Berridge

Registration No. 30,024

JAO/WPB:amw

Attachments:

Check No. 141943

Substitute Power of Attorney by Inventors

Substitute Power of Attorney by Assignee

Request for Correction of PALM Records

Date: May 6, 2003

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